

TEMPORARY

Serial No. 573177

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAR 17 1992

Returned to applicant for correction

Corrected application filed

Map filed

The applicant Westpac Utilities, a division of Sierra Pacific Power Co.

P.O. Box 30028

of Reno

Street and No. or P.O. Box No.

City or Town

Nevada 89520-3028

State and Zip Code No.

hereby makes application for permission to change the

Point of Diversion, Manner of Use and Place of Use.

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under a portion of Claim No. 111 of the Truckee  
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and  
River Decree, said Decree entered by the District Court of the United  
Identify right in Decree.

States for Nevada in that certain action entitled "The United States  
of America, Plaintiff, vs. Orr Water Ditch Company, et al, Defendants"  
in Equity Docket No. A-3.

1. The source of water is Truckee River

Name of stream, lake, underground spring or other source.

2. The amount of water to be changed .025 c.f.s. 10.0 acre feet per annum

Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Construction and dust control purposes

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Irrigation

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point situate within the Northeast one-quarter  
of the Southwest one-quarter (NE $\frac{1}{4}$ ) of Section 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada  
Describe as being within a 40-acre subdivision of public survey and by course and

SW $\frac{1}{4}$ ) of Section 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada  
Distance to a section corner. If on unsurveyed land, it should be stated. from said point of diversion, the South-  
west one quarter of said Section 17 bears South 44°40' West, a distance  
of 3,211.0 feet (Orr Ditch Diversion).

6. The existing permitted point of diversion is located within situate within the Southwest one-  
quarter of the southeast one-quarter (SW $\frac{1}{4}$ ) of Section 9, T.19N., R.18E., M.D.B.&M., Washoe County, Nevada.  
If point of diversion is not changed, do not answer.  
from said point of diversion, the Southeast corner of said Section 9  
bears South 75°16' East, a distance of 1,650.00 feet (Highland Ditch  
Diversion).

7. Proposed place of use Sections 21-23, 26-28, 33-35, T.20N., R.20E., M.D.B.&M.,

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

and Sections 2-4, 9-11, T.19N., R.20E., M.D.B.&M. (see attachments #1).

8. Existing place of use Southwest one-quarter of the Northwest one-quarter

Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or

(SW $\frac{1}{4}$ NW $\frac{1}{4}$ ) Section 16, T.19N., R.19E., M.D.B.&M. (see attachments #2 and  
manner of use of irrigation permit, describe acreage to be removed from irrigation.

#3) 2.67 acres

9. Use will be from April 1 to March 31 of each year.

Month and Day

Month and Day

10. Use was permitted from As Decreed to of each year.

Month and Day

Month and Day

11. Description of proposed works: (Under the provisions of NRS 535.010 you may be required to submit plans and

specifications of your diversion or storage works.) Water to be pumped to construction trucks

State manner in which water is to be diverted, i.e. diversion structure,

via a portable fill station from existing holding pond.

ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$50,000 existing.

13. Estimated time required to construct works Existing works

14. Estimated time required to complete the application of water to beneficial use. One year.

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Westpac Utilities is applying for a temporary permit to supply

construction water to contractors. Westpac was directed by the

Public Service Commission of Nevada toward this cause. Water rights

for this permit are a portion of those decreed on land owned by

Sierra Pacific Power Company. Robert R. Squires, P.E., Agent

By s/ Robert R. Squires

P.O. Box 30028

Reno NV 89520-3028

Compared iv/gkl ap/se

Protested \_\_\_\_\_

### APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the point of diversion, place of use and manner of use of a portion of the waters of the Truckee River as heretofore granted under Claim No. 111, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on August 3, 1993 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

A monthly report shall be submitted to the State Engineer within 10 days from the end of each month which shall include the amount of water pumped from the well and the amount of water used.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.025 cubic feet per second, but not to exceed 10

acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before \_\_\_\_\_

Proof of completion of work shall be filed before \_\_\_\_\_

Application of water to beneficial use shall be made on or before \_\_\_\_\_

Proof of the application of water to beneficial use shall be filed on or before \_\_\_\_\_

Map in support of proof of beneficial use shall be filed on or before \_\_\_\_\_

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_

Issued \_\_\_\_\_

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.

State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 4th day of August

A.D. 19 92

State Engineer

**EXPIRED**

**DATE AUG 3 1993**